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OLC 77-0946

14 March 1977

MEMORANDUM FOR THE RECORD

SUBJECT: Sources and Methods Legislation

1. The undersigned and [] OGC, met with Roger LeMaster, Legislative Aide to Senator Walter Huddleston (D., Ky.) at Headquarters on 3 March 1977. The purpose of the meeting was to discuss issues related to legislation to protect against the unauthorized disclosure of intelligence sources and methods; a related meeting was held with Mr. LeMaster on 8 February 1977. Mr. LeMaster wanted to go over a number of points discussed at the previous meeting which arose in the context of Senator Huddleston's plan to introduce a sources and methods bill. As in the earlier session, the basis for discussion was H.R. 12006, the sources and methods bill introduced in the House in the 94th Congress.

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2. Mr. LeMaster stated that the Senator still planned to introduce a bill within the next month or so and that such a bill most likely would be referred to the Subcommittee he chairs on the Select Intelligence Committee. The discussion was prefaced by indicating to Mr. LeMaster that we were not in a position to impart to him any official Agency or Administration views on sources and methods legislation, since we understood the Department of Justice and the White House currently were studying this problem.

3. Mr. LeMaster said he still envisaged that the bill being drafted for Senator Huddleston would:

- a. cover intelligence sources and methods only;
- b. contain similar requirements on "privity of relationship" as included in H.R. 12006;
- c. not be limited solely to the CIA but would address issues of concern to the Intelligence Community (this point was a bit unclear); and
- d. probably remain silent on the element of "intent," in consonance with H.R. 12006.

4. Mr. LeMaster expressed some continuing concern over other issues related to H.R. 12006, in terms of his own views (by implication reflective of the Senator's views) and in terms of how the bill might fare in Committee and on the floor. Specifically, we discussed the following items:

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